

SUBMITTED BY: Luis Pedroza, Deputy City Manager

MANAGEMENT TEAM REVIEW: Ana Urquijo, City Manager

FOCUS AREA: Advanced Infrastructure Development and Improvement

**ORGANIZATIONAL
IMPROVEMENTS:** EnterTextHere

SUBJECT: **REVISED THIRD READING OF ORDINANCE NO. 21-1141**, an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AMENDING TITLE 13** of the Douglas Municipal Code relating to **PUBLIC WATER and SEWER SERVICES** by amending Ordinances 755, 06-904, 09-973, 20-1117 pertaining to WATER and SEWER FEES and charges for services under Chapter 13.08, establishing severability of components of Ordinance; and establishing an effective date thereof.

EXECUTIVE SUMMARY:

The City wishes to bring Ordinance 21-1141 for correction of scriveners errors on effective dates of the ordinance.

BACKGROUND:

The City approved Ordinance 21-1141 that enacted water and sewer rate increases over a 5 year period on final reading on December 8, 2021. We discovered scriveners errors on the ordinance's effective date. In Section 7 "Effective Date" the ordinance listed the effective date to be December 15, 2021. This was inadvertently not correct since the ordinance must become effective at least 30 days after the last reading date of December 8, 2021. The correct effective date should be January 15, 2022, which exceeds the 30-day waiting period requirement in order to also align with the current utility billing cycle start date.

The same correction is needed in all the fee schedules listed in the ordinance for the effective dates for years 1-5. These need to be corrected to be shown one month later, as again all increases must align with at least 30 days after December 8, 2021. Therefore, increases should be corrected to become effective every January 15 for the next 5 years starting January 15, 2022.

DISCUSSION:

Staff recommends approval of this corrected ordinance. The city has already enacted its first rate increases on January 15, 2022, as was the intention with the ordinance and in compliance with the 30-day waiting period for the ordinance. No fiscal impact is attributed to this corrected ordinance.

FISCAL IMPACT:

None.

Fiscal Year: 2022/2023

Amount Requested: \$

Budgeted: Y / N

Account (s):

“...I move that the Mayor and Council approve the third reading of Ordinance No. 21-1141 by number and title only to correct the effective dates listed on the ordinance.”